

# CV-10 2030

## CIVIL RIGHTS COMPLAINT

42 U.S.C. § 1983

42 U.S.C. § 1985

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ MAY 04 2010 ★

Full name of plaintiff/prisoner ID#

ANTHONY J CEPARANO / 09A5302  
Plaintiff,

LONG ISLAND OFFICE

JURY TRIAL DEMAND

YES ☒ NO ☐

-against-

SUFFOLK COUNTY, NY  
ET AL (SEE ATTACHED  
"DEFENDANT LIST")

Enter full names of defendants

[Make sure those listed above are  
identical to those listed in Part III.]

FEUERSTEIN, S

TOMLINSON, M

Defendants.

### I. Previous Lawsuits:

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment? Yes ( ) No (X)
- B. If your answer to A is yes, describe each lawsuit in the space below (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

#### 1. Parties to this previous lawsuit:

Plaintiffs:

\_\_\_\_\_  
\_\_\_\_\_

Defendants:

\_\_\_\_\_  
\_\_\_\_\_

2. Court (if federal court, name the district;  
if state court, name the county)

3. Docket Number: \_\_\_\_\_

RECEIVED

MAY 04 2010

EDNY PRO SE OFFICE

4. Name of the Judge to whom case was assigned: \_\_\_\_\_

5. Disposition: (for example: Was the case dismissed? Was it appealed? Is it still pending?)  
\_\_\_\_\_

6. Approximate date of filing lawsuit: \_\_\_\_\_

7. Approximate date of disposition: \_\_\_\_\_

- II. <sup>FORMER</sup> Place of ~~Present~~ Confinement: SUFFOLK COUNTY CORRECTIONAL FACILITY  
REGARDING SECTIONS 6-10, AND 11-14 WHERE APPLICABLE
- A. Is there a prisoner grievance procedure in this institution? Yes ( ) No (X)\*  
\* "OFFICIALLY" - YES, BUT PRACTICALLY SPEAKING, THERE IS NOT.
- B. Did you present the facts relating to your complaint in the prisoner grievance procedure? Yes (X) No (X) - FOR MOST ISSUES
- C. If your answer is YES, ON TWO
1. What steps did you take? I MANAGED TO FILE  
TWO ON ISSUES OF 9/11/2009
2. What was the result? THEY MAKE YOU SIGN FIRST  
THEN WRITE THAT THEY "FIXED" THE COMPLAINT  
WHEN THEY DIDN'T
- D. If your answer is NO, explain why not NUMEROUS MASSIVE OBSTACLES  
TO FILING EXIST - INCLUDING NOT EXPLAINING PROCEDURE,  
OR GIVING FORMS, SHORTENING FILING TIME FROM STATUTORY  
21 DAYS TO 5, REFUSING TO TAKE FORMS, AND THREATS.
- E. If there is no prison grievance procedure in the institution, did you complain to prison authorities? Yes (X) No ( )
- F. If your answer is YES,
1. What steps did you take? ATTEMPTED TO ENLIST  
THE HELP OF SGT'S AND WROTE LT.  
MCCURKIN ABOUT LAW LIBRARY ISSUES TWICE
2. What was the result? GENERALLY - NO REPLY AT  
ALL - OR WHITEWASH ("I'LL GET BACK TO YOU")

III. Parties:

(In item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of plaintiff ANTHONY J CEPARANO / 09A5302

Address GDWANDA CORRECTIONAL FACILITY  
P.O BOX 311

GOWANDA, NY 14070-0311  
(In item B below, place the full name and address of each defendant)

B. List all defendants' names and the addresses at which each defendant may be served. Plaintiff must provide the address for each defendant named.

Defendant No. 1

SEE ATTACHED  
"DEFENDANT LIST"

Defendant No. 2

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant No. 3

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant No. 4

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Defendant No. 5

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

[Make sure that the defendants listed above are identical to those listed in the caption on page 1].

DEFENDANT LIST

NOTED ALL COMPLETE BLANKS (EG. \_\_\_\_\_) ARE "JOHN DOES."

- "JOHN DOES" SPECIFIED BY NICKNAMES ARE IN QUOTES.
- ALL INDIVIDUALS ARE SUED IN INDIVIDUAL AND OFFICIAL CAPACITIES.
- NUMBERED ENTITIES ARE ALSO DEFENDANTS, EXCEPT FOR #8, S.C.C.F MEDICAL DEPT WHERE ONLY INDIVIDUALS LISTED ARE DEFENDANTS.

1 SUFFOLK COUNTY, NY

COUNTY EXECUTIVE STEVE LEVY

100 VETERANS MEMORIAL HWY

P.O. BOX 6100

HAUPPAUGE, NY 11788

2 SUFFOLK COUNTY POLICE DEPT

POLICE COMMISSIONER RICHARD DORMER

POLICE COMMISSIONER \_\_\_\_\_ (FORMER 2003-?)

LT MICHAEL FITZPATRICK

HOMICIDE 6/5/07

LT JAMES MAHER

LT PAUL SCHREIBER

}

DET ANTHONY LETO

1ST DCT 6/5/07

DET \_\_\_\_\_ BEHRENS

}

## DEFENDANTS

2

DET. ROBERT SUPPA 1359/3110/2  
DET WILLIAM SHERIDAN

P.O. CHRISTOPHER VIAR, #5512

1ST PCT 6/5/07

P.O. WALTER HETZEL, #5877

P.O. KATHLEEN FOCAS, #1243

P.O. TIMOTHY KELLY, #4390/4400/ C.S.SGT LEONARD

SGT WILLIAM WALLACE, #905 C.S.

P.O. ERIC GUTERMAN, #5824

P.O. WILLIAM VASQUEZ, #5823

P.O. JAMES BEHRENS/5969

P.O. ANTHONY CALATO/5198

P.O. DANIEL RELLA/5438

P.O. JUAN VALDEZ/5669

SGT WILLIAM SCALMA/1064

P.O. ANTHONY WJRIA/5947

P.O. MICHAEL DELCHER/6024

P.O. ERNIE KETCHAM/5269

SGT FRANK GIULIANO/1066

LT JAMES SMITH

5TH PCT 11/8/03, @12/4/03, 8/11

DET JAMES SMITH PARTNER 11/8/03SGT KEN \_\_\_\_\_ @12/4/03, 8/11/04P.O. \_\_\_\_\_ 6/30/04

P.O. "JOHN DOE'S #'S 1-50"

~~\_\_\_\_\_~~~~\_\_\_\_\_~~  
~~\_\_\_\_\_~~

DEFENDANTS  
3

LT STEPHEN HERNANDEZ

LT DANIEL MEYER

CAPT JOHN HANLEY

POLICE HEADQUARTERS

30 YAPHANK AVE.

YAPHANK, NY 11980

3 SUFFOLK COUNTY DIVISION OF MEDICAL AND LEGAL  
INVESTIGATIONS AND FORENSIC SCIENCES

MICHAEL LEHRER, CHIEF OF TOXICOLOGY

MICHAEL KATZ, ASST CHIEF OF TOXICOLOGY

LORI ARENDT, TOXICOLOGIST

ROBERT GENNA, RECONSTRUCTION ANALYST

CENTER FOR FORENSIC SCIENCES BLDG

725 VETERANS MEMORIAL HWY

BLDG #487, NORTH COUNTY COMPLEX

HAUPPAUGE, NY 11787

4 SUFFOLK COUNTY DISTRICT ATTORNEY'S OFFICE

THOMAS SPOTA III, DISTRICT ATTORNEY

\_\_\_\_\_, CHIEF MAJOR CRIME BUREAU, D

BRADFORD S MAGILL, A.D.A.

PATRICIA BROSCO, A.D.A.

"SUPERVISOR OF BRADFORD S MAGILL" \_\_\_\_\_

"SUPERVISOR OF PATRICIA BROSCO" \_\_\_\_\_

DEFENDANTS

4

SUFFOLK COUNTY DISTRICT ATTORNEY  
200 CENTER DRIVE  
RIVERHEAD, NY 11901

5 SUFFOLK COUNTY UNIFIED COURTS SYSTEM

6/5/07 6/5/07 \* PRESIDING JUDGE, S.C. DISTRICT CT 6/5/07  
JUDGE GAETAN B LOZITO \*

AS  
JUDGE RALPH T GAZZILLO, PRESIDING JUDGE, S.C. COUNTY COURT 2007  
AS  
JUDGE C. RANDALL HINRICHS, PRESIDING JUDGE, S.C. COUNTY COURT 2008-9

JUDGE RALPH T GAZZILLO

DENNIS T BRENNAN, COURT REPORTER

SUSAN T CONNERS, COURT REPORTER

JUDGE MARTIN EERMAN

SUFFOLK COUNTY COUNTY COURT  
210 CENTER DRIVE  
RIVERHEAD, NY 11901

\* SUFFOLK COUNTY DISTRICT COURT  
400 CARLETON AVE  
CENTRAL ISHIP, NY 11722

JUDGE J.J JONES

SUPREME COURT, SUFFOLK COUNTY  
235 GRIFFING AVE  
RIVERHEAD, NY 11901

DEFENDANTS

5

6 SUFFOLK COUNTY LEGAL AID SOCIETYEDWARD VITALE, <sup>AS</sup> PRESIDING ATTORNEY 9/07 - 12/07EDWARD VITALE, <sup>AS</sup> ATTORNEY AT ARRAIGNMENT 9/17/07

SUSAN AMBRO, ATTORNEY 9/7/07 - 1/15/08

LEGAL AID SOCIETY  
300 CENTER DRIVE  
RIVERHEAD, NY 11901

ROBERT MACEDONIO, 18-B COUNSEL 1/15/08 - 4/3/08

115 CARLETON AVE  
CENTRAL ISLIP, NY 11722  
(631) 444-3394 HOME #

7 SUFFOLK COUNTY SHERIFF'S DEPT

SHERIFF VINCENT DEMARCO 11/06 - PRESENT

SHERIFF ALFRED ETISCH (FORMER 11/02 - 11/06)

WARDEN \_\_\_\_\_ EWALD 2007 - 2009

WARDEN \_\_\_\_\_ (FORMER 8/04 - 5/06)

C.O. # 1158

C.O. # 1257

C.O. ~~1251~~ 1251

C.O. # 1207

C.O. # 1259

C.O. # 1094

C.O. # 1139

C.O. # 1241

C.O. VIOLET \_\_\_\_\_

C.O. # 962

C.O. # 1131

C.O. "TOM ARNOLD"

LT \_\_\_\_\_ McCLURKIN

C.O. \_\_\_\_\_ GAROTTI

SGT \_\_\_\_\_ FISCHER

C.O. CATHY RYAN (PEEPING PERVERT)



DEFENDANTS

6

C.O. KENNETH LAWLER C.O.#668 CO#1274  
 C.O. WILLIAM ZIKIS C.O.#1324 CO#1275  
 C.O. JOSEPH FOTI C.O.#1220 CO#1276  
 C.O. \_\_\_\_\_ EZEKIEL

DEP "BRUTALITY VIOLATORS", #1-12

C.O. "JOHN CIVIL RIGHTS VIOLATORS", #1 TO 200 \*

\* I HAVE A DETAILED LIST WITH BADGE NUMBERS, NAMES, DATES, EVENTS (AND WITNESSES TO THEM). I HAD THIS LIST IN THE JAIL WHEN INTERNAL SECURITY SUDDENLY DECIDED S.C.C.F HAD THE RIGHT TO READ PRIVILEGED LEGAL MAIL AND LEGAL WORK. A C.O. JUST MISSED SEEING THE LIST, WHICH WOULD HAVE GOTTEN ME BEATEN UNTIL I NEEDED AN I.C.U, IF NOT THROWN DOWN THE ELEVATOR SHAFT, BOTH COMMON OCCURRENCES IN S.C.C.F. I SENT IT OUT TO A SAFE PLACE. IT EXISTS. MANY WILL FACE JUDGEMENT DAY.

SHERIFF'S DEPT  
 100 CENTER DRIVE  
 RIVERHEAD, NY 11901

8 S.C.C.F MEDICAL UNIT (ENTITY NOT A DEFENDANT)  
 NURSE "KORGA"  
 NURSE PAT \_\_\_\_\_  
 NURSE JUNE "LOUD" \_\_\_\_\_  
 NURSE "MALE, EARRING, GLASSES"

DEFENDANTS

7

NURSE " REALLY UGLY WARTS, ALWAYS NASTY & RUDE "

SHERIFFS DEPT

100 CENTER DRIVE

RIVERHEAD, NY 11901

9 SUFFOLK COUNTY PROBATION DEPT

SENIOR SUPERVISOR \_\_\_\_\_ @1/18/05

SENIOR P.O. \_\_\_\_\_ BENNETTO, @1/18/05

PROBATION OFFICER \_\_\_\_\_ CURTIS, 3/05

PROBATION OFFICER "HERMAN MUENSTER", P.O. CURTIS PARTNER

PROBATION OFFICER \_\_\_\_\_ SOLTAN, 12/05

PROBATION OFFICER \_\_\_\_\_, P.O. SOLTAN PARTNER

FRONT DESK CLERK \_\_\_\_\_ 5/25/06 - 10:00 AM

SUFFOLK COUNTY PROBATION DEPT

300 CENTER DRIVE

RIVERHEAD, NY 11901

10 ANDREW O' FLAHERTY

c/o BERGEN POINT SEWAGE PLANT

600 BERGEN AVE.

W. BABYLON, NY 11704

DET ANTHONY LETO

O
R

HAS O'FLAHERTY'S  
ADDRESS

DEFENDANTS

8

11. WEST BABYLON FIRE DEPT

SUPERVISOR \_\_\_\_\_ MINA, AEMT #3-230404

EMT \_\_\_\_\_ McCLEAN, EMT #237735

WEST BABYLON FIRE DEPT

153 W. MAIN ST,

BAByLON, NY 11702

12. GOOD SAMARITAN HOSPITAL

D.R. JEFFREY MARGULIES

E.R. 6/5/07 \*

D.R. \_\_\_\_\_

I.C.U. 6/7/07 \*

\* THE ONES WHO ALLOWED THE COPS TO TORTURE ME

NURSE "DO YOU WANT HIS CLOTHES" 6/5/07

NURSE "INTERROGATE HIM BEFORE HE'S SEDATED" 6/5/07

DONNA VENTURINI

LAB 6/5/07

ROD GANNON

LAB 6/5/07

BETH FEGNEY

LAB 6/5/07

JEANNE H MORENA

I.D. 6/6/07

13. SOUTHSIDE HOSPITAL

DR "JULIE CRIST'S E.R. DOCTOR" 6/5/07-6/6/07

DR \_\_\_\_\_, CHIEF PSYCHIATRY

SOUTHSIDE HOSPITAL

301 E. MAIN ST

BAYSHORE, NY 11706

DEFENDANTS

9

14 NEWSDAY

EDITOR JOHN MANCINI

MANAGING EDITOR DEBORAH HENLEY

MANAGING EDITOR DEBBY KRENEK

REPORTER BILL MASON

NEWSDAY

235 PINELAWN RD

MELVILLE, NY 11747

15 1010 WINS RADIO

1010 WINS.COM

PROGRAMMING DIRECTOR \_\_\_\_\_ 6/6/07

REPORTER \_\_\_\_\_ 6/6/07

• 1010 WINS

• 888 SEVENTH AVE, 10TH FL

• NEW YORK, NY 10106

16 CABLEVISION

NEWS 12 LONG ISLAND

PROGRAMMING DIRECTOR \_\_\_\_\_ 6/5/07

REPORTER \_\_\_\_\_ 6/5/07

CABLEVISION

ONE MEDIA CROSSWAYS

WOODBURY, NY 11797

DEPENDANTS

10

17. HOME PROPERTIES

SOUTHERN MEADOWS APARTMENTS

PROPERTY MANAGER DEBRA CODY

PROPERTY MANAGER \_\_\_\_\_ (ASST)

WILLIAM FLORIO, MAINTENANCE SUPERVISOR

SOUTHERN MEADOWS APTS

100 TERRACE ROAD

BAYPORT, NY 11705

18. SUFFOLK COUNTY INTENSIVE CASE MANAGEMENT

DOUGLAS SHELTERS, DIRECTOR

DANA ROMANO, CASE MANAGER

SUFFOLK COUNTY INTENSIVE CASE MGMT.

998 CROOKED HILL RD, BLDG 69

W. BRENTWOOD, NY 11717

19. BELLPORT OUTREACH

SPRING 2008

DIRECTOR \_\_\_\_\_

SUPERVISOR OF JULIE CRIST'S CASE MGR, JENNY \_\_\_\_\_

JULIE CRIST'S CASE MGR JENNY \_\_\_\_\_

BELLPORT OUTREACH

11 FARBER DR.

BELLPORT, NY 11713

DEFENDANTS  
11

20. GLOBAL TEL. LINK

CEO \_\_\_\_\_ 2007-2009

BOARD OF DIRECTORS 2007-2009

EXECUTIVE V.P. BILLING AND MARKETING -

MARGARET PHILLIPS

GLOBAL TEL. LINK

P.O. BOX 3068

MOBILE, ALABAMA 36652-3068

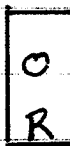
21. JULIE DOUGHERTY, A.K.A. JULIE CRIST

c/o BERNADETTE CIOCH

100 ROBINSON AVE

MEDFORD, NY 11763

(MOTHER)



c/o DANA ROMANO

SUFFOLK COUNTY I.C.M.,

998 CROOKED HILL RD, BLDG 69

W. BRANTWOOD, NY 11717

(I.C.M. CASE MGR)

22. MYSPACE.COM

• 8391 BEVERLY BLVD, #349

• LOS ANGELES, CA 90048

•

23. MOTHER'S AGAINST DRUNK DRIVING (MADD)

PRESIDENT \_\_\_\_\_

2007-2009 \*

\* WHOEVER KEPT DEMANDING MY CONVICTION OF THE R.D.A, ADDING  
POLITICAL PRESSURE W/O BOTHERING TO LEARN I WAS SOBER.

I DON'T FEEL GOOD ABOUT THIS ONE, BUT I WANT AN APOLOGY.

• 33 WALT WHITMAN RD, STE LL7, HUNTINGTON STATION, NY 11746

## IV. Statement of Claim:

(State briefly and concisely, the facts of your case. Include the date(s) of the event(s) alleged as well as the location where the events occurred. Include the names of each defendant and state how each person named was involved in the event you are claiming violated your rights. You need not give any legal arguments or cite to cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. You may use additional 8 1/2 by 11 sheets of paper as necessary.)

● CONTINUING CONSPIRACY TO DEPRIVE CIVIL RIGHTS ●

I GREW UP BELIEVING IN THIS COUNTRY, AND THE IDEALS  
I WAS TAUGHT IN SCHOOL: "ALL MEN ARE CREATED EQUAL,  
BY THE PEOPLE, OF THE PEOPLE, FOR THE PEOPLE. NO  
PERSON SHALL BE DEPRIVED OF LIFE, LIBERTY, OR PROPERTY  
WITHOUT DUE PROCESS OF THE LAW. THE RIGHTS OF THE  
PEOPLE, TO BE SECURE IN THEIR PERSONS, HOUSES, AND PAPERS...  
ANYONE WHO BELIEVES THIS HAS NEVER LIVED IN SUFFOLK  
COUNTY. IT'S ALL A LIE! THE PEOPLE HAVE NO RIGHTS.  
POLICE, D.A.'S, LOCAL GOVERNMENT AGENTS, WIELD UNCHECKED  
POWER AND ABUSE WHOEVER THEY WANT AT WILL. NO  
ONE IS SAFE, AND GOD FORBID YOU'VE EVER MADE A  
MISTAKE. YOU ARE TARGETED FOREVER...

IV. A — If you are claiming injuries as a result of the events you are complaining about, describe your injuries and state what medical treatment you required. Was medical treatment received?

IT TOOK JUST ONE YEAR OF LIVING IN SUFFOLK  
COUNTY, FROM 2003 TO 2004, TO DESTROY ALL OF  
MY FAITH, AND EVERY ILLUSION THAT I EVER HAD  
ABOUT HAVING CIVIL RIGHTS. I THOUGHT THESE  
THINGS ONLY HAPPENED IN URBAN GHETTOS OR THE  
BACKWOODS OF THE DEEP SOUTH. NEVER COULD I  
HAVE IMAGINED THIS COULD EVER HAPPEN HERE.  
IT'S A SICK GAME, THERE IS NO JUSTICE...

CLAIM

(1)

IV STATEMENT OF CLAIM

1 THROUGH A PERIOD OF TIME BEGINNING IN AUGUST 2003, CONTINUING THROUGH THE PRESENT DAY, ONCE IDENTIFIED AS, AND BRANDED WITH THE LABEL OF "CRIMINAL" OR "DRUG ADDICT" BY VIRTUE OF MY PAST RECORD, THE COUNTY OF SUFFOLK, IN THE STATE OF NEW YORK, HAS THROUGH VARIOUS ENTITIES, PUBLIC OFFICIALS, AND PRIVATE AGENTS ENGAGED IN A CONTINUING CONSPIRACY TO DEPRIVE PLAINTIFF OF HIS CONSTITUTIONAL RIGHTS UNDER THE 1ST, 4TH, 5TH, 6TH, 8TH, AND 14TH AMENDMENTS TO THE UNITED STATES CONSTITUTION.

2 THE PERPETRATORS INCLUDE, BUT ARE NOT LIMITED TO, ENTITIES SUCH AS THE POLICE DEPT, THE FORENSICS LAB, THE DISTRICT ATTORNEY'S OFFICE, THE COURT SYSTEM, AND THE SHERIFF'S DEPT, THAT HAVE CREATED AND ENFORCED A SYSTEMIC, INSTITUTIONALIZED PATTERN AND PRACTICE OF DEPRIVING PLAINTIFF, AND OTHERS LIKE HIM, OF HIS CONSTITUTIONAL RIGHTS, AS WELL AS, PUBLIC OFFICIALS, FROM THE HIGHEST RANKING CHIEFS TO THE LOWEST RANKING EMPLOYEES, AND PRIVATE ENTITIES, AND PERSONS, ACTING AS WINNING CO-CONSPIRATORS, WHO TOGETHER COMMIT INDIVIDUAL ACTS IN FURTHERANCE OF THE CONSPIRACY WITH THE SPECIFIC, PREDETERMINED INTENT OF DEPRIVING



CLAIM  
(2)

AND DENYING PLAINTIFF OF WHATEVER CIVIL RIGHT OR RIGHTS WHICH WOULD BE APPLICABLE IN ANY GIVEN SITUATION, AT EVERY CONTACT WITH THE "SYSTEM"

3

ALTHOUGH EACH INDIVIDUAL ACT PERPETRATED AGAINST PLAINTIFF IS IN ITSELF A VIOLATION OF SUBSTANTIAL CONSTITUTIONAL RIGHTS, WHICH COULD CONSTITUTE A CAUSE OF ACTION, THE LARGER VIOLATION, THE PARENT SO TO SPEAK OF ALL, IS THE INTENT, THE DEPRIVATION BORN OF THE CONSPIRACY, IS NOT FOUND SO MUCH IN EACH INDIVIDUAL OVERT ACT IN FURTHERANCE OF THE CONSPIRACY, AS IT IS IN THE CONSPIRACY ITSELF - THE PREDETERMINED INTENT TO DEPRIVE PLAINTIFF OF LIFE, LIBERTY, AND PROPERTY, BY ANY MEANS POSSIBLE, WITHOUT DUE PROCESS OF THE LAW BECAUSE OF THE ALL PERSUASIVE BELIEF THAT AS A CRIMINAL OR DRUG ADDICT, I HAVEN'T GOT ANY RIGHTS. REGARDLESS OF THE INDIVIDUAL SITUATION, OR WHO OR WHAT I HAVE CONTACT WITH, OR WHY, BEFORE ANYTHING OCCURS, IT IS INEVITABLE THAT SOME VIOLATION OF MY CIVIL RIGHTS WILL OCCUR, AND THAT I WILL BE HELPLESS, WITH NO REDRESS OR RECOURSE TO REMEDY THE VIOLATIONS, BECAUSE THIS POLICY IS NOT ONLY STANDARD OPERATING PROCEDURE, ITS TRADITION

CLAIM  
(3)

4

THIS HAS LEFT PLAINTIFF IN PERPETUAL FEAR OF ANY AND EVERY PUBLIC AND PRIVATE ENTITY OR INDIVIDUAL IN SUFFOLK COUNTY DUE TO THE KNOWLEDGE THAT I, PLAINTIFF AM VULNERABLE TO ATTACK, AT ANY TIME, FOR ANY REASON, BY ANYONE, WITH NO ONE TO TURN TO FOR PROTECTION, WITH ANY ATTEMPTS AT SELF-DEFENSE, ONLY RESULTING IN FURTHER VIOLATIONS OF MY CIVIL RIGHTS

5

FOR EXAMPLE, ANY CONTACT WITH POLICE, INITIATED BY POLICE, WILL RESULT IN:

- FABRICATION OF A CRIMINAL CHARGE, WHERE NO CRIMINAL ACT OCCURRED
- AN ARREST ~~OBTAINED~~ IN VIOLATION OF MY CONSTITUTIONAL DUE PROCESS RIGHTS
- OVERSTATING AND OVERCHARGING THE DEGREE OF A CRIME (IE - TURNING AN OBVIOUS DRUG POSSESSION INTO A "SALE", OR CHARGING A FELONY FOR A MISDEMEANOR POSSESSION)
- POLICE BRUTALITY / EXCESSIVE FORCE, MINOR OR MAJOR, AND/OR THREATS OF SAME.
- THEFT OF, OR DESTRUCTION OF MY PROPERTY, REGARDLESS OF WHETHER AN ARREST OCCURS
- DENIAL OF EQUAL PROTECTION UNDER THE LAW, FOR INSTANCE, ON 8/11/05, I WAS ARRESTED, AT MY H FOR A MISDEMEANOR BY A NARCOTICS LT.)

CLAIM  
(4)

IN THE PRESENCE OF MY THEN GIRLFRIEND, TO SCARE HER, HE TOLD HER HE HAD TO ARREST HER TOO. SHE RESPONDED BY TERMINATING OUR RELATIONSHIP, AND DEMANDING I MOVE OUT OF OUR APARTMENT. THIS LT EFFECTED AN ILLEGAL EVICTION ON THE SPOT.

THE SAME TREATMENT CAN SIMILARLY BE EXPECTED FROM THE DISTRICT ATTORNEY'S OFFICE.

6

CONVERSELY, IF I INITIATE CONTACT WITH POLICE, AS A CRIME VICTIM, NOT ONLY AM I DENIED EQUAL PROTECTION UNDER THE LAW, WHEREBY MORE OFTEN THAN NOT, THE POLICE REFUSE TO PROTECT ME FROM, AND ARREST THOSE THAT COMMITTED A CRIMINAL ACT AGAINST ME, THEY HAVE ON SOME OCCASIONS SOUGHT TO INSTEAD FIND AN EXCUSE TO ARREST ME. I CALLED THE POLICE ON A NEIGHBOR WHO WAS THREATENING ME ONCE, AND THEY INSTEAD SEARCHED MY PROPERTY, HOPING TO FIND DRUGS TO ARREST ME FOR, (FORTUNATELY, I HAD NONE)

7

THE INDIVIDUAL ACTS, THE OVERT ACTS IN FURTHERANCE OF THIS CONSPIRACY, NUMBER IN THE HUNDREDS, AND EVEN THOUSANDS OVER THE COURSE OF MORE THAN FIVE YEARS, BUT THE GENERAL CATEGORIES OF THE TOOLS USED TO DEPRIVE PLAINTIFF OF HIS CIVIL RIGHTS ARE:

AMENDMENT

- 1 POLICE BRUTALITY / EXCESSIVE FORCE 4, 5 / 14
- 2 DUE PROCESS VIOLATIONS 4, 5 / 14
  - ILLEGAL SEARCH OVERCHARGING
  - EVIDENCE TAMPERING PERJURY
  - ABUSE OF PROCESS 4, 5 / 14
- 3 FALSE ARREST & IMPRISONMENT 4, 5 / 14
- 4 MALICIOUS PROSECUTION 4, 5 / 14
- 5 JUDICIAL MISCONDUCT 5 / 14, 6
- 6 BLOCKING ACCESS TO THE COURTS 5 / 14, 6
- 7 CRUEL & UNUSUAL PUNISHMENT 8, 14
- 8 DELIBERATE INDIFFERENCE 8, 14
- 9 BLOCKING COMMUNICATION WITH OUTSIDE WORLD 1, 8, 14
- 10 EQUAL PROTECTION 5, 14
- 11 NEGLIGENT & INTENTIONAL INFLICTION  
OF EMOTIONAL DISTRESS 4, 5, 8, 14
- 12 DEFAMATION OF CHARACTER, SLANDER, LIBEL 4, 5, 8, 14
- 13 INVASION OF PRIVACY 4, 5, 8, 14
- 14 INTENTIONAL DESTRUCTION OF PRIVATE  
RELATIONSHIPS AND PRIVATE LIFE 4, 5, 8, 14
- 15 CIVIL CONSPIRACY - § 1983, § 1985 1, 4, 5 / 14, 6, 8

CLAIM  
(6)POLICE BRUTALITY / EXCESSIVE FORCE

8 POLICE BRUTALITY IN SUFFOLK COUNTY IS NOT THE EXCEPTION. IT IS THE RULE. IT IS PAGE ONE, STANDARD OPERATING PROCEDURE. A BADGE IN SUFFOLK COUNTY IS A LICENSE TO ASSAULT, AND EVEN KILL, PLACING THE HOLDER ABOVE THE LAW.

9 I HAVE BEEN ARRESTED SEVEN TIMES IN SUFFOLK COUNTY, SIX OF WHICH, I WAS TAKEN INTO CUSTODY. OF THE SIX, FIVE (83%) INVOLVED POLICE BRUTALITY AND EXCESSIVE FORCE [FOOTNOTE ONE]

SUFFOLK COUNTY POLICE DEPT.

10 ① 11/8/03 I WAS IN CUSTODY, IN THE FIFTH FRT. I WAS ON THE PHONE. LT. JAMES SMITH YANKED THE PHONE OUT OF MY HAND, SMASHED ME OVER THE HEAD WITH IT, AND THREW ME INTO THE WALL. THIS WAS THE FIRST TIME I WAS EVER ARRESTED IN SUFFOLK COUNTY

11 ② 12/13/03 ~ NO INCIDENT ~

12 ③ 6/30/04 I WAS IN CUSTODY, IN CUFFS, BEING PUT INTO THE BACK SEAT OF A PATROL CAR. THE OFFICER SMASHED MY NECK AND HEAD INTO THE ROOF OF THE CAR. I SCREAMED IN AGONY. HE DID IT AGAIN, JAMMING ME INTO THE CAR. REPEATED REQUESTS TO GO TO A HOSPITAL WERE

CHAM  
(7)

REFUSED. I WAS TOLD, "EVERY TIME YOU'RE ARRESTED, YOU WANT TO GO TO THE HOSPITAL". I AM REGULARLY DISABLED FOR BACK PROBLEMS. I COULDN'T WALK RIGHT FOR DAYS.

13 (4) 5/9/05 I WAS IN CUSTODY, IN THE FIRST PRECINCT. THE OFFICER STRIP SEARCHED ME DOWN TO MY UNDERWEAR. DESPITE MY REPORTED PROTESTS THAT I DIDN'T HAVE ANY DRUGS, HE REFUSED TO BELIEVE ME. HE ASSUMED I'D HAD DRUGS IN MY GROIN AREA, AND REPEATEDLY YANKED MY UNDERWEAR UP, ATTEMPTING TO DISLodge, AND BOUNCE OUT OF MY UNDERWEAR THESE NON EXISTENT DRUGS. HE CRUSHED MY TESTICLES IN DOING SO.

14 (5) 8/11/05 I WAS CUSTODY, IN CUFFS, IN THE BACK SEAT OF AN UNMARKED SUV. MY CAR PASSENGER, WHOSE DRUGS WERE FOUND IN MY CAR, WAS IN THE FRONT SEAT. I WAS TELLING HIM TO CLAIM HIS DRUGS. LT JAMES SMITH GOT IN THE DRIVER SEAT AND TOLD ME TO SHUT UP. WHEN I PERSISTED, HE REACHED OVER THE SEAT, AND BEAT ME ABOUT THE CHEST WITH A FOUR D-CELL MAGNITE.

CLAIM  
(8)

15

WHEN I PERSISTED STILL, KTSMTY  
EXITED THE VEHICLE, OPENED MY  
DOOR, GRABBED ME BY THE THROAT,  
CHOKING ME, AND SAID, "SHUT THE  
FUCK UP OR I'LL KILL YOU." I  
WAS BRUISED FOR A MONTH.

16

(6/5/07) I WAS IN A HORRIFIC HEAD ON COLLISION.  
I BOUNCED OFF, AND ALMOST WENT THROUGH  
THE WINDSHIELD, WHICH BROKE "SPIDER-  
WEBBING". I HAD HEAD TRAUMA. MY FACE  
WAS COVERED IN BLOOD. I HAD GLASS IN  
MY SCALP. I BROKE MY LEG IN TWO  
PLACES, I BROKE MY HIP. I LATER  
HAD RESPIRATORY FAILURE FROM IMPACT  
COMPRESSION ON THE AIRBAG, ON MY  
CHEST.

17

INITIAL REPORTS BELIEVED ME ASSAULTING  
MY PASSENGER (THOUGH I WAS NOT). THE  
POLICE, GUIDED BY A CAR FOLLOWING  
US, WERE ON THE SCENE WITHIN  
SECONDS OF THE CRASH. DUE TO ERRONEOUS  
REPORTS OF A DOMESTIC ASSAULT, THE  
POLICE ARRIVED ON SCENE IN A RAGE.

18

THE FIRST OFFICER NEAR ME, ~~IS BELIEVED~~  
~~P.O. CHRISTOPHER VIAR (HE WAS WITH THE~~  
~~P.O. FOR A LONG TIME)~~ REQUESTED I  
FURNISH IDENTIFICATION. I SAID,

CLAIM  
(9)

"MY NAME IS ANTHONY CEPARANO,  
IN OTHER WORDS, THE PLATE YOU  
RAN, THE REGISTRATION, THE RECORD -  
THIS IS MY CAR AND THAT'S ME,  
BUT I THINK MY LEG IS BROKEN  
IN LIKE THREE PLACES AND I AM  
SITTING ON MY WALLET AND I AM  
AFRAID TO MOVE.

19

[SEE  
FN 2]

WITH THAT, THE OFFICER GROUNDED,  
GRABBED ME BY MY BROKEN LEG/HIP,  
AND YANKED ME AROUND THE CAR  
SEAT LIKE A RAG-DOLL, AND GRABBED  
MY WALLET FROM MY BACK POCKET  
(THE LAST I'VE SEEN OF IT), AND WALKED  
AWAY. MY SCREAMS OF AGONY WERE IGNORED.

20

HE RETURNS MOMENTS LATER, AS I  
WAS REACHING FOR MY CIGARETTES. HE  
SHACKS THEM OUT OF MY HANDS, AND  
SQUATS NEXT TO THE CAR. I LOOKED  
DOWN TO SEE MY BACK PAIN MEDICATION,  
A NASAL SPRAY THAT COSTS \$90 A BOTTLE.  
AS I WENT TO TAKE SOME, HE SHACKED  
THAT OUT OF MY HANDS TOO. THEN HE  
GRABBED BOTH OF MY HANDS, AND  
PRESSED THEM ON MY CHEST, "SCREAMING,"  
"KEEP YOUR HANDS RIGHT HERE. DON'T FUCKING  
MOVE." I WAS GASPING. I COULDN'T  
BREATHE. I BEGGED HIM TO STOP.



CLAIM  
(10)

21

WHEN I WAS TOLD I WAS GOING TO BE EXTRACTED FROM THE CAR, I SAID, "WAIT A MINUTE. I KNOW THIS IS GOING TO HURT BUT GIVE ME A MINUTE TO PREPARE <sup>MY</sup> ~~CUT-OFF~~" WITH THAT EMT'S AND POLICE RIPPED ME OUT OF THE CAR AND SLAMMED ME ONTO A STRETCHER.

22

I BEGAN PLEADING FOR MORPHINE. I WAS SCREAMING IN AGONY. EMT'S TOLD ME THEY COULDN'T GIVE ME ANYTHING. I SAID, "SHOOT ME UP OR KILL ME. SHOOT ME UP OR KILL ME" OVER AND OVER, BETWEEN SOBS AND GASPS. I COULDN'T SEE BECAUSE I HAD BLOOD IN MY EYES, AND THE SUN DIRECTLY ~~IN~~ MY FACE, BUT I HEARD, "OH MY GOD. AS SOON AS HE [ME] SAID THAT, I SAW THE LOOK ON YOUR FACE, AND I DIDN'T WANT YOU ANYWHERE NEAR HIM." APPARENTLY ONE OF THE COPS WAS MOVING TO FULFILL MY REQUEST OF THE EMT.

23

I WAS BLACKING IN AND OUT IN THE AMBULANCE FROM THE PAIN, OR SO IT SEEMED. THE RIDE, LISTED AS SEVEN MINUTES, SEEMED BUT A MINUTE. I'M WHEELED INTO THE EMERGENCY ROOM, AND TRANSFERRED FROM THE STRETCHER TO THE BED, CAUSING MORE SCREAMS.

CLAIM

(11)

24

NOW I HAVE TWO DETECTIVES NEXT  
TO ME, TRYING TO INTERROGATE ME,  
I KEPT TELLING THEM I WASN'T HIGH  
AND THAT I WASN'T ASSAULTING JONES,  
AND THAT SHE WAS SUICIDAL.

25

ALL OF A SUDDEN, MY PANTS ARE  
CUT OFF ME, AND I'M LIFTED UP  
BY ALL FOURS, I SCREAMED IN AGONY.  
THEN I FELT A SHARP PAIN UP MY  
RECTUM. THEY SHOVED A VACUUM  
TUBE IN ME, SEARCHING FOR DRUGS,  
I WAS HYSTERICAL, SCREAMING IN  
AGONY. THEY PUT ME DOWN, HIT  
ME WITH 6 MG OF MORPHINE, AND  
DID IT (THE BODY CAVITY SEARCH) AGAIN.  
AGAIN, I SCREAMED HYSTERICALLY.  
AGAIN, I WAS HIT WITH MORPHINE,  
THIS TIME 4 MG. THE SEARCH WAS  
DONE A THIRD TIME AT THE BEHEST  
OF THE POLICE.

26

I WAS SOBBING, HYSTERICALLY  
PLEADING, "PLEASE, STOP. I DON'T HAVE  
ANY DRUGS. JUST KILL ME. JUST KILL  
ME". REMEMBERING ALL OF THIS IN THE  
COMING WEEKS AND MONTHS, I THOUGHT  
I WAS CRAZY - UNTIL I SAW THESE  
EVENTS DOCUMENTED IN THE MEDICAL  
RECORD

CLAIM  
(12)

27

I KEPT THINKING TO MYSELF "WHERE ARE THE DOCTORS?? I KNOW I WAS IN AN AMBULANCE, BUT AM I IN A HOSPITAL? NO ONE IS TREATING ME. THEY'RE ONLY TORTURING ME." I'D HEARD THE STORIES OF POLICE HEADQUARTERS INTERROGATIONS, THIS IS WHERE I THOUGHT I WAS,

28

THE TWO DETECTIVES, ONE OF WHICH WAS LT PAUL SCHREIBER, AND THE OTHER, I BELIEVE LT JAMES MAHER, RESUMED THEIR INTERROGATION. POLICE WOULD NOT LET THE DOCTORS NEAR ME. I HADN'T SEEN ONE YET TO THIS POINT. WHEN THEY COULDN'T GET ANYTHING INCRIMINATING OUT OF ME, THEY STOPPED BACK, AND ANOTHER DETECTIVE, WITH A CHIPBOARD, A WHITE SHIRT, SLIGHTLY WILD HAIR, AND A CHEESY MUSTACHE STEPPED FORWARD, AND BEGAN QUESTIONING ME. I INITIALLY THOUGHT THIS DETECTIVE WAS HOMICIDE CHIEF MICHAEL "JACK" FITZPATRICK, BUT NOW THINK IT MAY HAVE BEEN A FOURTH DETECTIVE FROM HOMICIDE. THEY HAD THE WHOLE CREW OUT FOR THE INQUISITION. WHEN "MUSTACHE" TOO FAILED TO EXTRACT A CONFESSION, I FINALLY HEAR, "THAT'S IT. I'M PUTTING HIM OUT," AND A GAS

29

CLAIM  
(13)

MASK WAS PLACED OVER MY FACE, AND  
EVERYTHING WENT BLACK.

30 6/7/07 I AWOKED TWO DAYS LATER, CHAINED  
TO THE BED, SURROUNDED BY THE SAME  
DETECTIVES, WHO RESUMED THEIR  
INTERROGATION AS IF IT NEVER STOPPED.  
I LEARNED THAT I'D BEEN IN A MEDICALLY  
INDUCED COMA FOR TWO DAYS, HAD SURGERY,  
WAS A COMPLETE MESS, AND WAS TOLD  
FOR THE FIRST TIME THAT I WAS BEING  
CHARGED WITH A CRIME, UTL 1192.4-DUI.

31 MUCH LIKE ON 6/5/07, LT'S SCHREIBER AND  
MAJOR TAG-TEAMED ME, WITH "MUSTACHE",  
DURING THE INTERROGATION. I WAS STILL  
VERY INCOHERENT AND DISORIENTED.  
I RECALL THINKING, "THIS IS SO WRONG,  
I'M TEN MINUTES OUT OF ANESTHESIA."

32 WHEN THEY COULDN'T GET ANYTHING  
USEFUL OUT OF ME, THEY GAVE UP WITH  
THE QUESTIONING, AND LEFT THE ROOM.  
MEMORIES OF THE TORTURE BEGAN FLOODING  
BACK. LT SCHREIBER RETURNS WITH A  
PILE OF PAPERS, AND SAYS, "HERE. SIGN  
THIS." I ASKED WHAT IT WAS. HE SAID,  
"THEY'RE DEBK APPEARANCE TICKETS. WE'RE  
NOT ARRESTING YOU, BUT THE COP (NODDING  
TO THE UNIFORM GUARDING ME) HAS BEEN  
WAITING FOR YOU ALL MORNING TO SIGN

CLAIM  
(14)

THEM, SO HE CAN GO HOME. HURRY UP BEFORE HE GETS ANGRY, AND CHANGES HIS MIND." ("AND TAKES YOU INTO CUSTODY" WAS IMPLIED.)

33

I TOLD LT SCHREIBER I WASN'T SIGNING ANYTHING WITHOUT READING IT THOROUGHLY FIRST, AND BEGAN TO LOOK THROUGH WHAT APPEARED TO BE FOUR OR FIVE 8½" X 6" DOCUMENTS, BEFORE I REALLY SAW ANYTHING, HE YANKS THEM OUT OF MY HANDS AND LEAVES. I REMEMBER THINKING, "YOU'RE IN SUCH A HURRY, RUSHING ME, AND THREATENING ME, SO WHY ARE YOU SLOWING ME DOWN BY TAKING THE PAPERS?" I HOPED HE WOULDN'T RETURN

34

FIVE MINUTES LATER THOUGH, HE DID, BUT HIS DEMEANOR WAS TOTALLY CHANGED, STANDING OVER ME, RUSHING ME BECAUSE "OK, TAKE YOUR TIME. READ THEM OVER, I'LL BE JUST OUTSIDE. CALL ME WHEN YOU'RE READY"

35

STILL DISORIENTED, I ASCERTAINED THEY WERE IN FACT D.A.T.'S, BUT WAS AFRAID I WAS MISSING SOMETHING. MY RADAR WAS GOING OFF, BUT I SIGNED THEM TO GET THE COPS AWAY FROM ME. IT WAS ONLY MONTHS LATER I REALIZED THAT LT SCHREIBER

CHAM  
(15)

MUST HAVE BEEN TRYING TO GET ME TO  
SIGN A FALSE CONFESSION, OR THE  
BLOOD SAMPLE CONSENT, TRICKING ME  
BY SLIPPING IT IN BETWEEN THE THREE  
CARBONS OF THE D.A.T.'S

36

FOOTNOTE ONE

ARRESTS BY SUFFOLK COUNTY POLICE

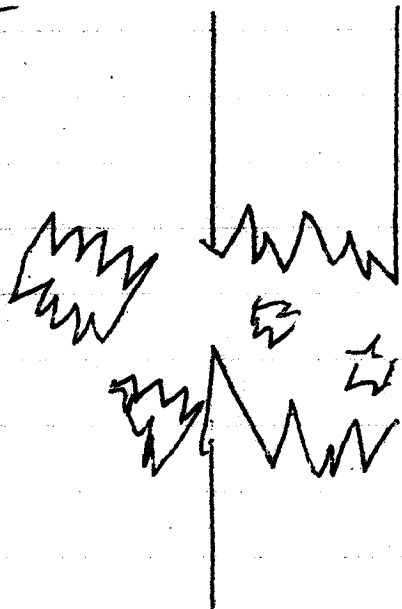
1	11/8/03	CSCC-3, CPCS-5	DISMISSED
2	12/13/03	ASSAULT-2	DISMISSED
	*		
3	6/30/04	CPCS-7	CONVICTION
4	5/9/05	LOITERING	DISMISSED
5	8/11/05	CPCS-7	CONVICTION
6	6/5/07	MANSLAUGHTER	
		VEHICULAR MANSLAUGHTER	

\* 12/03 OR 1/04 NON-CUSTODIAL CHARGE OF  
HARRASSMENT 2 (PLEAD TO  
DISORDERLY CONDUCT)

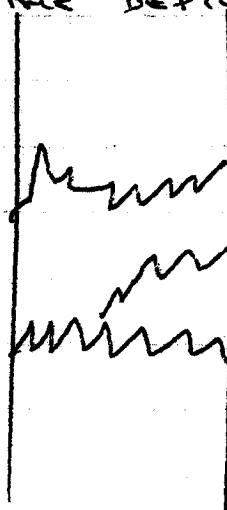
CLAIM  
(1b)FOOTNOTE TWO - 6/5/07 ARREST #6

37

AN X-RAY OF MY RIGHT FEMUR REVEALED  
A SHATTERED LEG AND HIP, WITH A TWO INCH  
PLUS GAP IN THE FEMUR, AND FRAGMENTS  
EVERYWHERE



I DO NOT BELIEVE THIS DAMAGE WAS ENTIRELY  
A RESULT OF THE ACCIDENT. I BELIEVE P.O.  
VIARS (OR HETZEL'S) MANHANDLING ME SHATTERED  
THE ORIGINAL FRACTURES, DEPICTED HERE, INTO  
FRAGMENTS, LIKE THE DEPICTION ABOVE.



CLAIM  
(16A)

FOOTNOTE 3 - 6/5/07 ARREST

PRACTICALLY THE ENTIRE FIRST PCT WAS ON THE SCENE. OVER A DOZEN OFFICERS WATCHED P.O. VIAR TORTURE ME, AND E.M.T'S SLAM ME AROUND AND TALK TO ME LIKE A SUB-HUMAN ANIMAL. P.O. HETZEL PROBABLY WITNESSED P.O. VIAR YANK ME AROUND MY CAR LIKE A RAG DOLL. THEY ALL WATCHED P.O. VIAR TWISTING MY BROKEN LEG, AND THE E.M.T'S INHUMAN TREATMENT. NO ONE DID A THING TO STOP IT. NO ONE SAID A WORD,

ON 6/19/07, AND 7/3/07, I SPOKE WITH INTERNAL AFFAIRS OFFICERS LT STEPHEN HERNANDEZ, AND LT DANIEL MEYER REGARDING FILING A COMPLAINT. THEY NOT ONLY INVESTIGATED NOTHING (BECAUSE SUFFOLK COUNTY DOES NOT TARGET IT'S OWN), THEY INSTEAD TRIED TO DRAW ME OUT, TRYING TO GET ME TO INCRIMINATE MYSELF TO HELP THE PROSECUTION (THERE WAS NOTHING TO ADMIT). LT HERNANDEZ EVEN SAID, "WELL DONT YOU THINK [HE] (AS IN P.O. VIAR) DID THAT BECAUSE YOU KILLED SOMEBODY." SO LT HERNANDEZ, WITHOUT EVEN THE TOXICOLOGY RESULTS BACK, HAS DECIDED THAT I'M GUILTY, AND THAT ENTITLED P.O. VIAR TO BRUTALIZE ME.

NEARLY A YEAR LATER, I RECEIVED THE I.A.B. REPORT FROM A CAPT HANLEY - "WE DONT KNOW WHERE YOUR WALLET IS, SO YOUR ALLEGATIONS ARE UNFOUNDED, AND WE DETERMINED THE OFFICER ACTED APPROPRIATELY." TOTAL STONEWALLING AND WHITEWASH - P.O. VIAR TOOK MY WALLET, IT DISSAPPEARED - IS OK. HIS TORTURE IS OK.



CLAIM  
(17)SUFFOLK COUNTY SHERIFF'S DEPT

38

2/10/06 I TAPPED ON THE BUBBLE TO REQUEST A RAZOR, AND WOKE A SLEEPING C.O. ON A SUNDAY AFTERNOON. HE DUNKED ME OUT OF THE DORM, SHACKED MY SHAVING GEL OUT OF MY HANDS, AND RIPPED MY T-SHIRT OFF MY CHEST. THEN HE GRABBED ME WITH BOTH HANDS AROUND MY THROAT AND CHOKED ME, SHOVING ME BACK AND FORTH IN THE PROCESS, WHILE SAYING, "IF THIS WAS FIVE YEARS AGO, YOU'D BE ON YOUR WAY TO THE HOSPITAL."

39

11/5/07 I HAD JUST SPENT 2 MONTHS, ON CRUTCHES, ON THE MEDICAL TIER, LEARNING TO WALK AGAIN. THOUGH STILL LIMPING, I WAS GETTING A REQUESTED TRANSFER OFF THE TIER. THE C.O. CALLED ME TO GO BUT I DIDNT HEAR HIM.

40

TO RETALIATE, HE THREW ME UP AGAINST A WALL, AFTER TAKING MY CANE, AND KICKED THE BROKEN LEG HE'D JUST SEEN ME DRAGGING ON CRUTCHES FOR TWO MONTHS. HIS PARTNER, C.O. #1131, EXPLAINED TO ME THAT I WAS "LUCKY THIS OFFICER WAS IN A SEMI-DECENT MOOD TODAY, OR I'D BE

CLAIM  
(18)

GETTING THE SHIT BEAT OUT OF ME"  
THEN THEY PROCEEDED TO SEARCH  
MY STUFF, THROWING HALF OF IT, ~~OUT~~  
INCLUDING FOOD, AND LEGAL PAPERS,  
FORTUNATELY ONLY A FEW MINOR  
ONES, IN THE GARBAGE.

41

12/18/07 I WAS GETTING MEDICATION FROM THE  
NURSE. I ASKED FOR A DIXIE CUP, STACKED  
ON THE CART, CLOSEST TO ME, AND THOUGHT  
THE NURSE SAID YES, I STARTED TO REACH  
FOR A CUP THROUGH THE BARS, AND  
C.O.#1207, GRABBED MY HAND, PULLED MY  
ARM THROUGH THE BARS, AND TWISTED  
IT TO THE LIMIT, SAYING, "YOU DON'T  
EVER REACH FOR ANYTHING ON THIS  
CART. I'LL BREAK YOUR FUCKING ARM  
DO YOU UNDERSTAND ME?" I THOUGHT  
HE WAS GOING TO BECAUSE HE DIDNT  
RELEASE MY ARM, THEN HE ADDED,  
"I WANT TO HEAR YOU SAY THE WORDS,  
'DO-YOU-UNDERSTAND-ME?', BECAUSE  
MY ANSWER OF YES WAS APPARENTLY  
NOT ENOUGH, I TOLD HIM I UNDERSTOOD  
AND THEN HE FINALLY RELEASED MY  
ARM.

CLAIM  
(19)

42

5/29/08 AFTER 8 MONTHS OF WAITING, I HAVE MY BEST DOUBLE BREASTED SUIT TO GO TO COURT IN. I'VE GOT MY TIE, GOOD SHOES, THE WORKS ON. I HAVE NEVER WORN A TIE TO COURT, ~~AS~~ AN INMATE, AND DON'T KNOW THEY DON'T ALLOW YOU TO WEAR YOUR TIE IN THE HOLDING PENS, OR KEEP IT ON YOU FOR THAT MATTER, IN THE DEPUTY'S CUSTODY.

43

I'VE KICKED OFF MY SHOES, AND BEEN SEARCHED, WHEN A DEPUTY SAYS, "TAKE OFF YOUR TIE." SINCE I HAD JUST BEEN SEARCHED BY HIM, I WAS CONFUSED, THINKING HE WANTED TO SEARCH MY TIE AGAIN. I REPEATED HIS ORDER, "TAKE OFF MY TIE?", QUIZICALLY. HE SAID, "YES, YOU'RE NOT ALLOWED TO KEEP IT IN HERE." "OH", I THOUGHT

44

HE LEAVES, AND ANOTHER DEPUTY ASKS, "ALL COUNTY COURT?" I DIDN'T HEAR, AND SAID, "EXCUSE ME?" HE SAID, "I SAID ARE YOU ALL COUNTY COURT ASSHOLE. YOU'RE THE WISE ASS WHO MADE THE WISE ASS REMARK ABOUT THE TIE." WITH THIS, THE ORIGINAL DEPUTY COMES BACK, SUDDENLY ANGRY WHERE HE WASN'T BEFORE, SCREAMING "YOU INSULTING ME ASSHOLE?"

45

THE SECOND DEDUTY, WHO ALWAYS HAS A PROBLEM WITH SOMEONE, GRABS AND TWISTS MY ARM, WHILE THE ORIGINAL GRABS AND TWISTS MY EAR, CAUSING ME GREAT PAIN. I YELLED, "AHHH", AS THEY DRAGGED ME OUT OF THE MAIN CELL (WITH SOME 15 PEOPLE IN IT), SHOELSS STILL, AND THREW ME IN A BACK CELL, OUT OF SIGHT, AND STARTED THREATENING TO KILL ME.

46

ALSO, AS I'D GAINED 30 LBS IN JAIL, I COULD ONLY GET ONE OF THE THREE BUTTONS THAT HOLDS THE PANTS CLOSED CLOSED. RETURNING FROM COURT, ANOTHER DEDUTY (THEY ATTACK IN PACKS), YANKED THE PANTS SO HARD, HE RIPPED THE BUTTON OFF. WHEN I REACHED FOR THE PANTS SO THEY WOULDN'T FALL DOWN, HE GOT ANGRY, UNTIL I EXPLAINED WHY, WHICH HE THOUGHT WAS HYSTERICAL,

47

11/2/08 "KRISTALNACHT" THE NIGHT OF BROKEN GLASS, THE NIGHT BEFORE, SOME GUYS ON THE OTHER SIDE OF THE BLOCK, HAD MOVED OFF TO THE NITE SHIFT C.O.

48

AN ASSAULT TEAM, LEAD BY A SGT,  
STORMED THE BLOCK, UNDER THE  
GUISE OF A SHAKEDOWN. THEY DESTROYED  
OUR CELLS, AND OUR PROPERTY, AND  
THEN SET OUT TO ASSAULT US. THEY  
BROKE ONE GUYS HAND, ANOTHER'S  
RIBS. THE C.O WHO DID MY CELL  
GRABBED ME BY THE NECK, AND  
THREW ME INTO THE CELL, SHAMMING  
ME INTO THE WALL. THIS IS AFTER  
ANOTHER C.O, DURING A PAT DOWN,  
KICKED THE VERY SAME BAD LEG  
OUT FROM UNDER ME AS THE C.O  
DID 11/5/07

49

NOTES I WAS GOING TO LIST THREATS OF  
VIOLENCE MADE BY SUFFOLK LAW  
ENFORCEMENT HERE, BUT DECIDED:  
A) THERE'S NOT ENOUGH PAPER. EVERY  
CONTACT WITH A BADGE INVOLVES  
A THREAT  
B) ONLY ACTUAL CONTACT BELONGS HERE  
C) DESCRIBING HOW A THREAT IS PART  
OF CERTAIN INCIDENTS ADDS  
DIMENSION TO THE EVENT, SO  
MANY ARE FOUND IN THE SECTION  
ON "DUE PROCESS/ABUSE OF PROCESS"

- 2 DUE PROCESS VIOLATIONS (ILLEGAL SEARCH,  
EVIDENCE TAMPERING, PERJURY, OVERCHARGING)  
ABUSE OF PROCESS, ~~OVERCHARGING~~
- 3 FALSE ARREST / IMPRISONMENT
- 4 MALICIOUS PROSECUTION

50 IN THE SUPREME COURT CASE, UNITED STATES V  
BAGLEY, 473 U.S. 667 (1985), JUSTICE MARSHALL,  
DISSENTING, STATED AT PAGE 692, QUOTING EARLIER  
DECISIONS, "...THE FUNDAMENTAL PREMISE, ...  
THAT THE PURPOSE OF A TRIAL IS AS MUCH THE  
ACQUITTAL OF AN INNOCENT PERSON AS IT IS  
THE CONVICTION OF A GUILTY ONE ... THE STATES  
OBLIGATION IS NOT TO CONVICT, BUT TO SEE  
THAT, AS FAR AS POSSIBLE, TRUTH EMERGES."

51 IN SUFFOLK COUNTY, THESE WORDS MAY AS WELL  
BE IN CHINESE. TRUTH, AND JUSTICE, DO NOT EXIST.  
ONCE TARGETED, ONCE IN THE SIGHTS OF THE  
LAW ENFORCEMENT MACHINE, DEFENDANTS  
ARE FODDER FOR THE BEAST. CIVIL RIGHTS, DO  
NOT EXIST. I QUOTE PETER DAVIS, PROFESSOR OF  
LAW, TOWN LAW SCHOOL, FROM HIS ARTICLE,  
"JUSTICE PERVERTED". SUFFOLK COUNTY, IT WAS  
REPORTED IN THE 1989 STATE INVESTIGATION COMMISSION  
REPORT "HAS AN ATTITUDE OF DO WHAT YOU'VE  
GOT TO DO TO ARREST AND CONVICT."

52 WHAT'S MORE FRIGHTENING, IS THAT EVEN  
THOSE WITHOUT "CRIMINAL" STAMPED ON THEIR

FOREHEAD, LIKE ME, CAN BE CAUGHT IN THE WEB,  
IN SUFFOLK COUNTY, LAW ENFORCEMENT IS A  
SELF-SERVING, SELF-SUSTAINING ABERRATION,  
THAT EXISTS NOT FOR THE BENEFIT OF  
AND PROTECTION OF SOCIETY AS MUCH AS  
IT DOES FOR THE ENRICHMENT OF THOSE  
WHO HOLD BADGES AND LAW LICENSES,

53 LAW HERE IS ABOUT CONVICTION RATES,  
MERIT RAISES, AND ELECTIONS. THE GOALS  
ARE PROMOTIONS AND RAISES, AND PERSONAL  
ADVANCEMENT AND ENRICHMENT. ABOVE ALL,  
IT IS ABOUT THE EXERCISE, AND ABUSE OF  
POWER, WITHOUT REGARD TO CONSEQUENCES,  
BY THOSE THAT ARE ABOVE THE LAW. THESE  
DEMONS DESTROY LIVES, REGARDLESS OF TWO  
IRRELEVANT CONCEPTS OF TRUTH AND INNOCENCE,  
WITH NO MORE THOUGHT THAN YOU GIVE TO  
STEPPING ON A BUG WHILE WALKING.

54 NOT ONLY DO POLICE, AND DISTRICT ATTORNEYS  
CONTINUE ARRESTS, AND PROSECUTIONS OF THOSE  
THEY SUDDENLY REALIZE ARE INNOCENT, THEY  
ALSO ENTRAP PEOPLE THEY KNOW FROM THE  
START ARE INNOCENT. THE ATTITUDE IS "YOU'VE  
BEEN ARRESTED BEFORE, SO YOU'LL DO SOME  
MORE TIME. SO WHAT. WHAT DIFFERENCE  
DOES A LITTLE THING LIKE INNOCENCE MAKE?  
I NEED AN ARREST, OR A CONVICTION, FOR  
MY QUOTA." IT'S ABOUT BUSINESS, IT'S ABOUT

CLAIM  
(24)

RECYCLING CRIMINALS THROUGH THE SYSTEM  
LEST A JOB BE LOST, A BUDGET BE CUT,  
A DEPARTMENT BE FORECLOSED. ARRESTS,  
AND CONVICTIONS ARE NOT BORN OF "THE  
NUMBER OF DEFENDANTS WHO ARE GUILTY  
OF COMMITTING CRIME", THEY ARE BORN OF  
"THE NUMBER OF DEFENDANTS REQUIRED TO  
SUSTAIN THE MACHINE" OR "THE NUMBER OF  
LIVES I MUST DESTROY TO ENJOY THE ABUSE  
OF MY POWER."

55

THERE IS NO PROTECTION OF SOCIETY, THERE  
IS NO REHABILITATION, THERE IS ONLY A NEVER  
ENDING CYCLE. IT'S A SICK GAME. THEY  
DON'T WANT YOU TO STOP COMMITTING CRIME,  
IT'S THEIR BUSINESS, THEIR BREAD AND  
BUTTER. AND IF YOU DO STOP, THEY'LL JUST  
FABRICATE AN EXCUSE TO CHARGE YOU ANYWAY,  
EITHER WITH SOMEBODY ELSE'S CRIME THEY  
KNOW YOU DIDN'T COMMIT, BUT THEY CAN'T  
SOLVE, OR THEY'LL MANUFACTURE A CRIME  
THAT HAS NOT REALLY OCCURRED. GUILTY BY  
ASSOCIATION. ONCE GUILTY ALWAYS GUILTY.  
WE CONVICT YOU NOW THOUGH YOU'RE INNOCENT,  
TO MAKE UP FOR ALL THE THINGS YOU DID  
WE DIDN'T CATCH YOU FOR. THIS IS SUFFOLK COUNTY?  
IF YOU'VE COMMITTED A CRIME BEFORE YOU PROBABLY  
DID NOW, OR WILL, SO WE'RE GOING TO ARREST NOW  
AND DO WHAT WE HAVE TO TO MAKE A CONVICTION.



9/24/03 ABUSE OF PROCESS, FALSE CHARGING

56 I HAD RENTED AN SUV TO HELP THIS GIRL CHRISTIN HOFFMAN, MOVE. SHE STOLE THE KEYS, THOUGH AT THE TIME, I INITIALLY THOUGHT SHE MISUNDERSTOOD THAT SHE WAS NOT LISTED AS A DRIVER, AND THAT I HAD TO DRIVE. I SPOKE TO HER SEVERAL TIMES THROUGH THE AFTERNOON AFTER SHE HAD RETRIEVED HER PROPERTY, AND PLACED IT IN THE SUV. SHE KEPT PROMISING TO RETURN WITH THE VEHICLE, BUT INSTEAD WENT TO THIS HOUSE IN SOUTH PATCHOGUE ON FURMAN STREET TO GET HIGH.

57 I HEARD THROUGH AN ACQUAINTANCE, THAT CHRISTIN, ALSO AN ACQUAINTANCE, WAS DOWN AT THIS HOUSE. I HAD BEEN THERE ONCE OR TWICE BEFORE, BUT WASNT SURE IF BOTH TIMES WERE THE SAME HOUSE, OR EXACTLY WHERE IT WAS. I HAD GIVEN RIDES TO OTHER ACQUAINTANCES, AT NIGHT, AND HAD ONLY VAGUE MEMORIES OF THE LOCATION. IN SHORT, I WAS NEW TO THE AREA, AND THIS CROWD, WHO ALL KNEW THIS LOW LIFE SHAWN KAKENYAK WHO LIVED THERE, UNKNOWN TO ME.

58 I HAD TO GET THE RENTAL BACK BY 6:00PM AND IT WAS LATE AFTERNOON. I SET OUT, WITH THE RENTAL RECEIPT, IN THE HOPES OF FINDING, RETRIEVING, AND RETURNING THE VEHICLE

CLAIM  
(26)

ADMITTEDLY, THESE ACQUAINTANCES I WAS MAKING WERE THROUGH THE DRUG SCENE, WHICH I WAS STARTING TO SLIP BACK INTO. HOWEVER, MY PURPOSES THAT DAY HAD NOTHING TO DO WITH DRUGS, I DID NOT KNOW THIS SHAWN, AND DID NOT HAVE ANYTHING TO DO WITH THE EVENTS GOING ON THERE AT HIS HOUSE.

59 AS I SAID, I WAS UNFAMILIAR WITH THE AREA, AND MY DESTINATION, SO I WAS DRIVING SLOWLY, TRYING TO REMEMBER. AS I TURNED ONTO THE CONNECTING BLOCK TO FURMAN (STREET, ROAD, AVENUE? TO THIS DAY I DON'T KNOW WHICH) I SEE THREE POLICE CARS, TWO ON THE SIDE OF THE ROAD, AND ONE IN THE MIDDLE, TALKING TO ONE OF THE TWO PARKED COPS. I MADE NO CONNECTION BETWEEN THE POLICE AND THIS FURMAN HOUSE. I PASS THEM, AND TURN ONTO FURMAN, A SINGLE LANE ROAD, DRIVING SLOWLY, TRYING TO REMEMBER THIS HOUSE, AND SEARCHING FOR THE RENTAL VEHICLE.

60 I'M ABOUT HALFWAY UP THE BLOCK WHEN TWO POLICE CARS COME UP BEHIND ME QUICKLY. HAVING NO WHERE TO PULL OVER, BELIEVING THEM HEADING TO A CALL, I EXITED THE BLOCK, AND PULLED OVER FOR THEM TO PASS. AFTER THEY DID, THEY WENT UP THE ROAD SOME WHILE I MADE A U-TURN, AND PROCEEDED DOWN FURMAN AGAIN TO RESUME MY SEARCH.

I WAS AGAIN AT MID BLOCK WHEN THE POLICE CARS CAME FLYING UP BEHIND ME SO FAST I WAS WORRIED THEY'D REAR END ME. I QUICKLY TURNED LEFT, AND WAS INSTANTLY PULLED OVER. THREE OFFICERS RAM UP TO MY DRIVER'S WINDOW, HANDS ON THEIR GUNS, SCREAMING, "SHOW US I.D. SHOW US I.D." I REPLIED, "WHATEVER YOU'RE LOOKING FOR, I'M NOT HIM," AND HANDED OVER MY DRIVER'S LICENSE.

61 NOW A SGT WALKS UP, AND ONE OF THE COPS IN FRONT OF ME SAYS, "NO, IT'S NOT HIM. IT'S NOT HIM," AND HANDS ME MY I.D. BACK. THE SGT ASKS WHY I WAS ON FURMAN. I EXPLAIN WHY. NOW KEEP IN MIND, I HAD NO RECORD IN SUFFOLK COUNTY, AND MY RECORD AT THE TIME WAS TWO COUNTS OF DISORDERLY CONDUCT, THE SGT DOESN'T BELIEVE ME. HE SAYS, "YOU BOUGHT DRUGS HERE." INCREDULOUS, I CRIED, "BOUGHT DRUGS? I WENT UP AND DOWN THE BLOCK TWICE WITHOUT STOPPING ONCE, WHICH YOU KNOW SINCE YOU FOLLOWED ME BOTH TIMES. WHAT ARE YOU CLAIMING, A ROBIN DROPPED THEM IN MY SUNROOF?"

62 THE SGT SAYS, "WELL YOUR FRIEND CHRISSEY'S A CRACKHEAD, AND WE'VE BEEN CALLED TO THIS HOUSE 3 TIMES TODAY FROM THE HOUSE, AND A BUNCH BY NEIGHBORS." I SAID, "WELL ALL THAT HAS NOTHING TO DO WITH ME. ALL

I WANT IS MY RENTAL VEHICLE. IN FACT, IF YOU'RE SAYING THERE'S TROUBLE AT THE HOUSE, I DON'T WANT ANYTHING TO DO WITH IT. PERHAPS YOU COULD SEE IF THERE'S A TRUCK THERE WITH THIS LICENSE PLATE, AND IF YES, GET THE KEYS AND BRING IT HERE SO I COULD RETURN IT. I SHOWED THE SGT THE RENTAL AGREEMENT, AND THE VEHICLE WAS ACTUALLY PARKED IN THE DRIVEWAY AT THAT MOMENT! (I DIDN'T KNOW THAT)

63 THE OFFICERS THEMSELVES BELIEVED ME, BUT THE SGT DID NOT. HE KEPT REPEATING, "YOUR FRIEND CHRISSEY IS A CRACKHEAD", IE-GUILT BY ASSOCIATION. I SAID, "I BARELY KNOW HER A MONTH, AND SHE'S REALLY AN ACQUAINTANCE, NOT A FRIEND, WHO AFTER TODAY, WILL BECOME "NOTHING" TO ME.

64 SO THE SGT SAYS, "THEN PROVE IT TO ME. GIVE ME PERMISSION TO SEARCH YOUR CAR." I REPLIED, "SINCE YOU SEEM TO BE RESPECTING MY CONSTITUTIONAL RIGHTS, I'M GOING TO EXERCISE THEM. NO. I'VE SEEN SHOWS ON HOW COPS SEARCH. THEY DESTROY A CAR. MY CAR IS METICULOUSLY KEPT. I AM NOT GOING TO HAVE A MESS MADE OUT OF MY CAR, AND POSSIBLY HAVE IT BROKEN TO PROVE I'M CLEAN."

HE SAYS, "WHAT DO YOU HAVE TO HIDE IF YOU'RE CLEAN."

I REPEATED, "I JUST TOLD YOU - I'VE NOTHING TO HIDE, BUT YOU'RE NOT DESTROYING MY CAR."

I DON'T HAVE TO PROVE I'M INNOCENT. " WITH THAT, THE SGT SET OUT TO RETALIATE FOR MY "NON-COOPERATION." HE DECLARED "SAFETY-CHECK" AND BASICALLY GAVE ME A 100% COMPLETE ROADSIDE INSPECTION, AND I DO MEAN COMPLETE - TAILLIGHTS, HEADLIGHTS, WIPERS, TIRE TREAD DEPTH, YOU NAME IT. (THE CAR PASSED)

65 MEANTIME, WHILE SGT "SLAUGHTER" WAS SEEKING AN EXCUSE TO TICKET OR ARREST ME, ONE OF THE OFFICERS WHO BELIEVED HE DID CHECK FOR THE SUV, BUT FOUND NOTHING, BECAUSE, I FOUND OUT LATER, CHRISSEY AND COMPANY, FLED IN THE SUV AFTER SEEING THE OPPORTUNITY AFFORDED BY THIS SGT HASSLING ME.

66 FINDING NOTHING WRONG WITH MY VEHICLE, AND UNABLE TO FIND AN EXCUSE TO ARREST, THE SGT FINALLY AGREED TO LET ME LEAVE, MORE THAN ONE AND A HALF HOURS LATER, BUT NOT BEFORE ISSUING ME A TRAFFIC TICKET FOR "FAILING TO SIGNAL" WHEN I HAD THE POLICE NEAR REAR END ME JUST BEFORE THE PULLOVER.

67 I THOUGHT AT THE TIME, THESE POLICE WERE ACTUALLY RESPECTING MY CIVIL RIGHTS. THEY DID SOMEWHAT, BUT IN HINDSIGHT I NOT ONLY GAVE THIS SGT FAR TOO MUCH CREDIT, HIS FALSE CHARGING, WOULD EVENTUALLY LEAD TO A LICENSE SUSPENSION WHEN I COULDN'T

FIND THE LITTLE VILLAGE COURT TO FIGHT IT, WHICH WOULD BECOME THE BASIS OF A 6/30/04 FALSE ARREST. THIS WAS MY FIRST CONTACT WITH THE SUFFOLK COUNTY POLICE AS A "DEFENDANT" OR "PERSON UNDER SUSPICION."

68

THIS INCIDENT SETS THE TONE OF, AND TYPIFIES THE ENTIRE CONSPIRACY, I WAS AN INNOCENT, LAW ABIDING CITIZEN, WITH A LEGITIMATE PURPOSE, AND SHOWING CREDIBLE PROOF OF IT. I HAD NOTHING TO DO WITH THAT HOUSE, OR THE EVENTS OF THAT DAY. I HAD NO RECORD TO SPEAK OF, NOR ANY REASON TO AROUSE SUSPICION OTHER THAN MY ACQUAINTANCE WITH A PERSON THE SUFFOLK POLICE HAD ARRESTED BEFORE. I WAS ON THE VERGE OF BECOMING AN AUTO THEFT VICTIM. BUT ALL OF THIS WAS IRRELEVANT. I WAS DEEMED "GUILTY BY ASSOCIATION, AND UNTIL PROVEN INNOCENT." TO BE FAIR, THIS SGT DID NOT COME CLOSE TO VIOLATING MY RIGHTS TO THE DEATHS FUTURE OFFICERS WOULD. I MUST GIVE HIM THAT. HOWEVER, I WAS A MISCREANT, AND A PAWN TO HIM, SOMEONE TO ABUSE, AND DISCARD IN HIS QUEST FOR THE REPORTED OFFENDER(S), AND GOAL OF RETALIATION OVER FRUSTRATION ABOUT THE DAY'S EVENTS. THAT HE ONLY PARTIALLY VIOLATED MY RIGHTS GAINS HIM NO QUARTER, HIS INTENT WAS MALICIOUS. I WAS EXPENDABLE,

11/8/03 FALSE ARREST | IMPRISONMENT, DUE PROCESS

ILLEGAL SEARCH, PERJURY, OVERCHARGING

ABUSE OF PROCESS (RETALIATORY CHARGING) (PROBATION)

(ILLEGAL IMPOUND)

69

THERE WAS A HOUSE ON SOFTOLK AVENUE IN PATCHOGUE THAT WAS A CRACKHOUSE THROUGH THE SPRING AND SUMMER OF 2003. THIS WOMAN RENTED THE HOUSE, INSTALLED A DEALER IN IT, AND BANK-ROLLED HIM TO GET IT RUNNING. EVENTUALLY, AS ALWAYS, THE POLICE CAUGHT WIND, AND SET UP SURVEILLANCE. THEY ASSUMED THAT EVERYONE COMING AND GOING FROM THE HOUSE WERE DRUG BUYERS, AND WERE ILLEGALLY PUNISHING, AND ARRESTING BY ANY MEANS, PEOPLE LEAVING THE HOUSE, FOR THE PURPOSES OF FINDING AN ARRESTEE WILLING TO "ROLL" ON THE HOUSE - PROVIDE INFORMATION, AND HELP FACILITATE TAKING DOWN THE HOUSE.

70

THE PROBLEM WAS, THE OPERATION WAS SHUT DOWN BY SEPTEMBER. THE DEALER FELT IT WAS "TOO HOT" AND MOVED OUT, AND THE "PARTIES" CEASED. BY NOVEMBER, THE HOUSE CONTAINED ONLY THE WOMAN (LESSOR), AND 3 PEOPLE RENTING ROOMS FROM HER. ADMITTEDLY, 3 OF THE FOUR OCCUPANTS WERE DRUG USERS, AS WAS I BY THEN, BUT THE OPERATION THE POLICE WERE AFTER NO LONGER EXISTED, AND REGARDLESS, THEIR METHODS ILLEGAL,

71

AT THE TIME, I HAD JUST BROKEN UP WITH



MY GIRLFRIEND. I ALSO LIKED THIS WOMAN SHARON WHO WAS RENTING ONE OF THE ROOMS THERE. I DROVE SHARON TO WORK. I WENT THERE THAT NIGHT TO SEE SHARON. SHE WAS IN DISPOSED, SHOWERING, OR GOING TO, OR SOMETHING, SO I RAN HOME QUICK TO CHECK MY ANSWERING MACHINE TO SEE IF MY EX CALLED. (I WAS SORT OF CAUGHT BETWEEN THE OLD AND THE NEW.)

72

I RETURNED, AND SPENT ABOUT AN HOUR WITH SHARON, BEFORE LEAVING A SECOND TIME. I WASNT TWO BLOCKS AWAY WHEN A SMALL BLACK PICK-UP CAME FLYING UP BEHIND ME SO FAST I THOUGHT IT WAS GOING TO REAR-END ME. (SOUND FAMILIAR?) THEN I SEE THE RED FLASHING LIGHT GO OFF, AND REALIZE IT'S POLICE, JUST AS WE ARE AT AN INTERSECTION, SO I MADE THIS RIGHT TURN, AS MUCH AS TO AVOID A COLLISION AS TO ROLL OVER.

73

LT JAMES SMITH WALKS UP AND SAYS, "LICENSE AND REGISTRATION." AS I GOT IT OUT, I POLITELY ASKED WHY HE PULLED ME OVER. WITHOUT EVEN LOOKING AT MY I.D. HE SAYS, "STEP OUT OF THE CAR." HE TAKES ME TO THE REAR OF THE CAR, HAS ME 'ASSUME THE POSITION' AND BEGINS TAKING EVERYTHING OUT OF MY POCKETS, THOROUGHLY SEARCHING ME, AND NOT JUST PATTING ME DOWN FOR WEAPONS, AS I LOOKED OVER MY SHOULDER AND SAID, "I'M



NOT TRYING TO BE A WISEGUY, BUT AREN'T YOU  
NOT ALLOWED TO DO WHAT YOU'RE DOING?"  
(I KNEW ALMOST NOTHING ABOUT THE LAW THEN)  
HE SAID, "YOU OBVIOUSLY DON'T KNOW  
ANYTHING ABOUT THE LAW. YOU'RE LEAVING  
A KNOWN DRUG AREA. THAT'S ALL THE PROBABLE  
CAUSE I NEED. I CAN SEARCH ANYTHING  
I WANT, AND IF YOU DO THAT AGAIN, YOU'RE  
UNDER ARREST." (THIS WAS NOT A DRUG AREA BTW)

74 CONFUSED, I LOOKED OVER MY SHOULDER  
AGAIN, AND ASKED, "DO WHAT AGAIN?" HE  
SAID, "THAT'S IT. YOU'RE UNDER ARREST  
FOR RESISTING ARREST." INCREDULOUS, I  
SAID, "I WASN'T UNDER ARREST IN THE FIRST  
PLACE, AND I STILL DON'T KNOW WHAT I  
DID." HE TOLD ME THAT HE'D ORDERED  
ME TO PLACE MY HANDS ON THE CAR, AND  
THAT IN LOOKING OVER MY SHOULDER TO  
TALK TO HIM, I'D LIFTED MY LEFT HAND,  
(WHICH I DID INADVERTANTLY, AN INCH,  
IF AT ALL), AND THAT AFTER HE'D WARNED  
ME, I DID IT AGAIN.

75 NOW AS SOON AS HE SAID, "YOU'RE UNDER  
ARREST," HIS PARTNER CAME UP OUT OF  
MY CAR, HOLDING MY CIGARETTE PACK,  
WHICH CONTAINED 1.4 GRAMS OF CRACK COCAINE,  
1.1 GRAMS IN ONE BAG, AND 0.3 GRAMS IN  
ANOTHER. HE SAYS, "DO YOU HAVE ANY MORE,

134)

OR IS THIS IT?" I SAID THAT THERE WERE NO MORE DRUGS.

76 NOW THEY BEGIN INTERROGATING, IN THE STREET, WHILE I HAVE CUFFS ON. FIRST THEY ACCUSE ME OF BEING THE DEALER IN THE HOUSE, WHICH THEY KNEW WASNT TRUE, TO FRIGHTEN ME. I SAID, "NO I'M NOT - AND YOU KNOW THAT, OBVIOUSLY." HE POINTED OUT THAT I LEFT AND RETURNED 15 MINUTES LATER. I SAID, "SO WHAT? I LIVE 5 MINUTES AWAY, AND WENT TO CHECK MY MACHINE."

77 THEN HE SAYS, "WELL YOU COULD BE SELLING 20'S ON THE STREET IN BELLPORT." I SAID, "YEAH RIGHT. A WHITE GUY SELLING CRACK ON THE STREET IN BELLPORT. WHO ARE YOU KIDDING?" SO THEN HE SHIFTS GEARS COMPLETELY TO HIS REAL PURPOSE. HE SAYS, "ALL WE WANT TO KNOW IS THAT YOU GOT IT AT THE HOUSE. WE DONT WANT YOU TO SIGN A STATEMENT OR TESTIFY (YEAH RIGHT), JUST TELL US YOU GOT IT AT THE HOUSE."

78 I TOLD HIM I COULDN'T HEAR HIM BECAUSE I'D BOUGHT THE CRACK ON THE STREET IN BELLPORT, HE SAID, "BULLSHIT. THEY DONT BAG IN BELLPORT." I SAID, "I KNOW. I HATE THAT - I BOUGHT MY OWN BAGS AND PUT IT IN SO IT WASNT LOOSE," HE DID NOT LIKE THAT ANSWER.